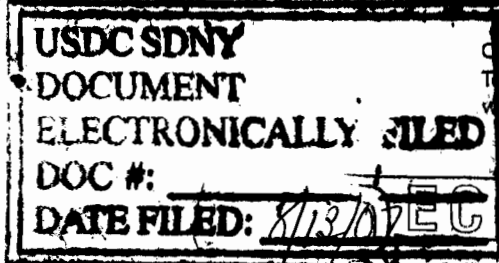


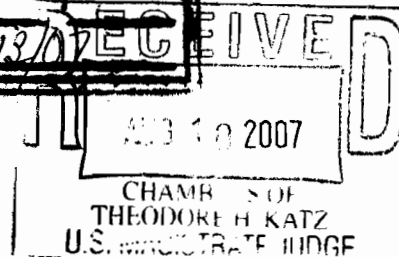
C A D W A L A D E R

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August 10, 2007

VIA FACSIMILE

Honorable Theodore H. Katz
United States Magistrate Judge
Southern District of New York
500 Pearl Street
New York, New York 10007



Re: Vaicaitiene v. Partners In Care, Inc. and Visiting
Nurse Service of New York, Inc., 04 Civ. 9125 (RMB)(THK)

Dear Judge Katz:

As permitted by this Court's order of July 16, 2007, a copy of which is annexed, counsel have discussed a possible settlement vehicle for resolution of plaintiffs' claims. While Mr. Stoecker and I have been able to identify the basic elements of the agreement and a methodology for developing the points to be memorialized in a stipulation of settlement, an issue arose yesterday that requires client consultation before further progress can be made. Counsel therefore respectfully request that we be permitted to continue these discussions and report to the Court no later than August 31, 2007.

We note with gratitude the Court's offer of assistance with settlement; we are encouraged, however, by progress to date and are hopeful that we will not have to contact chambers in this regard at this point in the negotiations.

Respectfully,

Kathy H. Chin
Kathy H. Chin

cc: Karl J. Stoecker, Esq.
Attorney for Plaintiff

SO ORDERED

8/10/07 *Theodore H. Katz*
THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE